

United States District Court
Eastern District of California

James Hines,

Plaintiff, Civ. No. S 03-2385 GEB PAN P
vs. Order on Request for Counsel
Nuckle, et al.,
Defendants.

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Plaintiff is a state prisoner proceeding pro se and in forma pauperis in a civil rights action. August 1, 2005, plaintiff moved for appointment of counsel and filed a request for production of documents.

Interrogatories, requests for production, requests for admission, responses and proofs of service thereof "shall not be filed with the clerk until there is a proceeding in which the document or proof of service is at issue. When required in a proceeding, only that part of the request and response that is in

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3 issue shall be filed." Local Rules 33-250(c), 34-250(c) & 36-
4 250(c). Plaintiff must serve his discovery requests on
5 defendants.

6 Plaintiff's August 1, 2005, motion for appointment of
7 counsel is denied for reasons explained in the court's October
8 27, 2004, order. Plaintiff's August 1, 2005, request for
9 production of documents is stricken and the clerk of the court
10 shall make a notation thereon to that effect. Time for plaintiff
11 to oppose defendants' motion to dismiss is extended to September
12 15, 2005.

13 So ordered.

14 Dated: August 23, 2005.

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/s/ Peter A. Nowinski
PETER A. NOWINSKI
Magistrate Judge

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